

August 12, 2008

PRESIDENT RICHARD CHAPMAN CALLED TO ORDER THE REGULAR MEETING OF THE SHOREWOOD VILLAGE BOARD.

### ROLL CALL

After the Invocation was given by Deacon Ron Schehr of Hope Lutheran Church of Shorewood and the Pledge of Allegiance to the Flag the following answered to Roll Call: Trustees: Dan Anderson, Gary Fitzgerald, Dan Gron, James McDonald, Celine "Cene" Schwartz, Lea Stahr and President Richard Chapman. Also present: Administrator Kurt Carroll, EDC Nancy Roman and Attorney Dave Silverman. The number present constitutes a quorum.

President Chapman expressed congratulations to the Chamber of Commerce and the Village on a very successful Festival. He expressed appreciation for the Chamber for their organization and leadership, for all the volunteers, but especially for the many, many hours of time and work by all the Village employees.

### CONSENT AGENDA

- Minutes of the regular meeting of July 22, 2008.
- Approval of accounts payable invoices in the amount of \$1,017,225.49.
- Approval of payment in the amount of \$56,839.00 to J.D. Wilson Associates, Inc. for Seil Road Lift Station Pumps.
- Approval of payment in the amount of \$288,837.00 to Vissering Construction Company for work completed on the Water Treatment Plant.
- Approval of payment in the amount of \$19,095.00 to Water Well Solutions Service Group, Inc. for work completed on Well #8 & #9 Pumps.
- Approval of payment #2 in the amount of \$123,430.00 to M.A. Mortenson Company for work completed on the Police Department Renovations.
- Approval of payment #3 in the amount of \$100,774.00 to M.A. Mortenson Company for work completed on the Police Department Renovations.
- Approval of purchase in the amount of \$76,441.91 for Four New Squad Cars.
- Approval of payment in the amount of \$12,075.00 to Digital Ally, Inc. for Video Systems for Police Cars.

Trustee Fitzgerald made a motion to approve the Consent Agenda. Seconded by Trustee Gron. Roll Call: Yeas: Anderson, Fitzgerald, Gron, McDonald, Schwartz, Stahr. Nays: None. Motion Carried.

### ORDER OF BUSINESS

#### CARF PLAQUE

Sue Berg, Finance Director, presented a plaque received from the Government Finance Officers Association to the Board. The Finance Department received the plaque for the Certificate of Achievement for Excellence in Financial Reporting for the fiscal year ending 3/31/07. A CARF

(Comprehensive Annual Financial Report) takes approximately six months to complete. A certificate of excellence is only awarded when the GFOA's Special Review Executive Committee and the GFOA Executive Board agrees the report substantially complies with both GAAP (general accounting principles) and program policy as established by the GFOA. The Finance Department's goal is to have this be the first in a long series, and they will be submitting the 2008 CARF for consideration. Congratulations to the Finance Department.

### TOWNE CENTER I & II

Trustee Fitzgerald presented for the Board's consideration (first read) an ordinance authorizing the execution of an amendment to the annexation agreement for Towne Center I & II with regard to the area zoned B-3. This is the 49 acres of commercial anchored by Kohl's south of the Village Hall. A Preliminary Plat for Towne Center I & II, a Final Plat of Subdivision for Towne Center Commercial Unit I and a Site Plan for Towne Center Commercial Lots 1,2,3 & 8 were also presented with the ordinance. Trustee Fitzgerald introduced Chuck Smith of Arete' 3 (on behalf of Distinctive Companies and MCZ Development) who presented a comprehensive site plan with slides. This presentation was made in support of the ordinance approving an amendment to the conditional use permit for a Planned Unit Development including two (2) drive-thru's for Towne Center I & II. All of these issues had been before the Planning and Zoning Commission for their consideration and recommendations. The Board will consider these items for action at a future meeting.

### ANNEXATION AGREEMENTS

Consideration for approval of an Amendment to the Annexation Agreements between the Village of Shorewood, Will County, Illinois and Distinctive Land Development, Inc. was tabled with a motion to table by Trustee Fitzgerald and a second by Trustee Gron. Roll Call: Yeas: Fitzgerald, Gron, McDonald, Schwartz, Stahr, Anderson. Nays: None. Motion Carried.

### BUSINESS DISTRICT PLAN

The Department of Transportation has dictated that Rt. 52 west of River Road to the EJ&E railroad tracks must be built to a five lane cross section. The improvements are very costly and would impede the commercial growth of the property placing the developers at a disadvantage if the cost had to be borne by the developers. The State will not participate in the cost of the widening. The Village staff has researched this and discovered that a Business District can be established and provide a vehicle for payment (a 1% sales tax could be placed on retail sales in the business district and pay for the improvements). An independent consulting firm is needed to create a plan determining that this project meets the criteria (if it does) for a business district to be established. Staff is presenting a proposal received from Michael Laube with the Laube Consulting Group to perform the service of creating a Business District Plan under the Illinois Business District Act. After discussion, Trustee Schwartz made a motion to approve an Agreement for consulting services to create a Business District Plan with Laube Consulting Group for a cost not-to-exceed \$20,000.plus out-of-pocket costs. Seconded by Trustee Gron. Roll Call: Yeas: Gron, McDonald, Schwartz, Stahr, Anderson, Fitzgerald. Nays: None. Motion Carried.

## ANCHOR MINI STORAGE

Trustee Fitzgerald presented a request for an amendment to the Site Plan for Anchor Mini Storage located at 1009 Geneva Street. The owner has recently closed on the former Village water tower site adjacent to his business. The incorporation of the property into his site has led to the proposed amendment. Part of the plan for the property would be to relocate some of the outdoor storage to the new area. One issue discussed was the fencing to screen the new storage area. PZC would like the height of the fence increased to 8' (only 6' heights are allowed). That would require a variance. PZC has recommended a text amendment (in Sept) that would allow both 8' and 10' fences in commercial areas in conjunction with a site plan. The Board considered the other changes outlined in the amendment to the Site Plan. After discussion Trustee Fitzgerald made a motion to approve an Amendment to the Site Plan for Anchor Mini Storage. Seconded by Trustee Gron. Roll Call: Yeas: McDonald, Schwartz, Stahr, Anderson, Fitzgerald, Gron. Nays: None. Motion carried.

## MOUND ROAD PUMP STATION

In January, D.E. Thompson Excavating requested a change order for the Village to amend the date of substantial completion for the completion of the Mound Road pump station. There were several circumstances considered but eventually the request was denied and the fines were imposed. The work was completed and was a very good job. The contractor requested a final payment and requested the Village waive the fine (\$42,000). The staff recommends enforcing the fine but only to the extent of the direct cost to the Village (engineering fees). The direct costs associated to the delay are \$16,085.61. This would result in the final payment of \$69,229.54 and this would be paid only after the original and final waivers of lien were produced. After further discussion, Trustee Fitzgerald made a motion to approve the final payment to D.E. Thompson for the Mound Road pump station. (\$69,229.54). Seconded by Trustee Gron. Roll Call: Yeas: Schwartz, Stahr, Anderson, Fitzgerald, Gron, McDonald. Nays: None. Motion carried.

## MAKING YOUR MARK FOUNDATION

“Making your Mark Foundation” softball tournament had to be postponed and rescheduled to August 16, 2008. The request is to use Four Seasons Park after dusk and to allow alcohol usage for the softball tournament and to waive the fees. After discussion, Trustee Schwartz made a motion to approve the use of Four Seasons Park after dusk and to allow alcohol usage for the “Making your Mark Foundation” Softball Tournament and to waive park fees. Seconded by Trustee Gron. Roll Call: Yeas: Stahr, Anderson, Fitzgerald, Gron, McDonald, Schwartz. Nays: None. Motion carried.

## AUGUSTA LANE & DEVONSHIRE LANE ORDINANCE 08-1490

The residents of Augusta Lane and Devonshire have requested parking be restricted to one side on each of these streets. Engineer Lou Haussmann of Baxter & Woodman discussed the issue and recommends the “No Parking” zones be established along the outer side of both streets. After further discussion, Trustee Schwartz made a motion to pass an ordinance (08-1490) amending Title VI, Chapter 11, Section 302 of the Code of Ordinance for the Village of Shorewood, Will County, IL (Augusta Lane & Devonshire Lane) and waive the second read.

Seconded by Trustee Fitzgerald. Roll Call: Yeas: Anderson, Fitzgerald, Gron, McDonald, Schwartz, Stahr. Nays: None. Motion Carried.

TROY HOFER ELEMENTARY SCHOOL  
ORDINANCE 08-1491

After consideration by the Board of a request from the Troy Hofer School for the establishment of School Speed Zones on Vertin Boulevard and Phelps Lane, and the recommendation from Engineer Lou Haussmann of Baxter & Woodman, Trustee Gron made a motion to pass an ordinance (08-1491) amending Title VI, Chapter 11, Section 602 of the Code of Ordinance for the Village of Shorewood, Will County, IL (Troy Hofer Elementary School) and waive the second read. Seconded by Trustee Schwartz. Roll Call: Yeas: Fitzgerald, Gron, McDonald, Schwartz, Stahr, Anderson. Nays: None. Motion Carried.

ROUTE 59 IMPROVEMENTS

The Board was presented with eight ordinances and two resolutions that all deal with the Village's agreement with the State of Illinois for improvements of Route 59 north and south of Route 52. The Ordinances and Resolutions address issues the Village agrees to such as parking, encroachment within right-of-way and funding resolutions for the Village's share of costs. Attorney Silverman advised that the eight ordinances and two resolutions required by the State as listed (Ordinances # 08-1492 through 08-1499 and Resolutions # 08R-699 and 08R-700) could be incorporated into one motion and one roll call applying to all.

Ordinance #08-1492 Authorizing the execution of an agreement between the State of Illinois Department of Transportation and the Village of Shorewood (Illinois Route 59 Improvements – North of Route 52).

Resolution #08R-699 Approving of a funding resolution for improvements of Illinois Route 59 (North of Route 52).

Ordinance #08-1493 Restricting Parking along Illinois Route 59 within the Village of Shorewood (North of Route 52).

Ordinance #08-1494 Prohibiting the discharge of sanitary and industrial waste into any storm sewer or drainage facility constructed as a part of the Illinois Route 59 Improvements (North of Route 52).

Ordinance #08-1495 Prohibiting encroachments within the State of Illinois Right of Way along Illinois Route 59 (North of Route 52).

Ordinance #08-1496 Authorizing the execution of an agreement between the State of Illinois Department of Transportation and the Village of Shorewood (Interstate 55 at Illinois Route 59 Improvements – South of Route 52).

Resolution #08R-700 Approving of a funding resolution for improvements of Interstate 55 at Illinois Route 59 (South of 52).

Ordinance #088-1497 Restricting Parking along Interstate 55 at Illinois Route 59 within the Village of Shorewood (South of Route 52).

Ordinance #08-1498 Prohibiting the discharge of sanitary and industrial waste into any storm sewer or drainage facility constructed as a part of the Interstate 55 at Illinois Route 59 Improvements (South of Route 52).

Ordinance #08-1499 Prohibiting encroachments within the State of Illinois Right of Way along Interstate 55 at Illinois Route 59 (South of Route 52).

Trustee Anderson made a motion to pass ordinances and resolutions (Agenda Items # 13 through 22) (Ordinances 08-1492- 08-1499 and Resolutions #08R-699 & 08R-700) as listed and waive the second read for all eight ordinances. Seconded by Trustee Schwartz. Roll Call: Yeas: Anderson, Fitzgerald, Gron, McDonald, Schwartz, Stahr. Nays: None. Motion Carried.

### COMMITTEE REPORTS

Trustee Anderson reported the pumps have power to them (Well # 9). The MFT work has been wrapped up with a small amount of restoration to be completed.

Trustee Stahr reported the presentation on Conservation was very good at the Citizens Advisory Committee meeting. The content is on the Village web site. Their next meeting is August 28<sup>th</sup>.

Trustee Schwartz reported 24 teams entered the Bags competition at the Festival. The “Making your Mark Foundation softball tournament will be Saturday August 16<sup>th</sup> and will be an all day event. The next movies in the park will be Aug. 23 – Happy Feet. Sept. 6 – Field of Dreams. Sept. 20 – Goonies. Parks & Recreation Fall brochures will be in the mail soon. P&R’s next meeting will be Monday, August 18<sup>th</sup>.

### ADJOURNMENT

Trustee Schwartz made a motion to adjourn. Seconded by Trustee Gron. Roll Call: Yeas: Anderson, Fitzgerald, Gron, McDonald, Schwartz, Stahr. Nays: None. Motion carried.

Julia A. Russell  
Village Clerk